

A G E N D A

BOARD OF SHELBY COUNTY COMMISSIONERS

CHARTER FORM OF GOVERNMENT

JULY 12, 2004

1:30 P.M. COMMISSION CONVENES

CALL TO ORDER Deputy Sheriff Tony Mitchell

INVOCATION Dr. Harry Davis, St. Paul Missionary Baptist Church

PLEDGE OF ALLEGIANCE

ROLL CALL

Approval of Minutes of Previous Sessions

**RENDTORFF
ADOPTED June 7, 2004**

C O N S E N T A G E N D A

Resolutions of Memorial, Sympathy and Commendation

**FORD
ADOPTED 1. Resolution congratulating Chih Hong Tai, network technician with Shelby County Government's Information Technology Department, upon becoming an American citizen.**

**RENDTORFF
ADOPTED 2. Resolution commending Mahaffey White, Local Artist.**

Ordinances

**KIRK
APPROVED 3. ORDINANCE – FIRST READING – Ordinance to amend the Fee Schedule to Ordinance No. 97 adopted February 24, 1992, relative to electronic data processing user fees.**

Zoning and Subdivisions

**WILLINGHAM
ADOPTED
(A-B) 4. Resolution approving various subdivision contracts, plats, extensions, bond releases, etc. as recommended by the County Engineer.**

Reports and/or Resolutions of Standing Committees

**KIRK
ADOPTED**

5. Resolution approving expenditure of funds in the amount of \$253,733.63 to Boise Office Solutions for the purchase of various items of fine paper and copy paper for various departments of Shelby County Government.

**KIRK
ADOPTED**

6. Resolution to approve a contract with Lead Tech Solutions, LLC, in the amount of \$110,000.00 for the purpose of implementing a county intranet using portal technology, from FY 2003/2004 Operations and Maintenance Budget Account #010-201805-6637.

**KIRK
ADOPTED**

7. Resolution calling the Shelby County Board of Equalization into Special Session for Tax Year 2004.

**KIRK
ADOPTED**

8. Resolution approving the transfer of \$135,000.00 from the Trustee's 2003/2004 Operations and Maintenance budget to the Trustee's 2003/2004 Salary and Fringe budget.

**KIRK
ADOPTED**

9. Resolution approving expenditure of funds in the amount of \$1,289,900.71 to various vendors for the purchase of staple groceries for departments of Shelby County Government.

**LILLARD
ADOPTED**

10. Resolution authorizing the mayor to enter into a contract with Continental Engineering, Inc., for the design services for the repair/replacement of the Mudville Road bridge over Big Creek Canal, appropriating funds in the amount of \$77,271.78 from the FY 2004/2005 Budget for CIP Project 100111, Bridge Maintenance and Repair.

**LILLARD
ADOPTED**

11. Resolution authorizing the mayor to enter into a contract with Askew Hargraves Harcourt & Associates, Inc., for the design services for the repair/replacement of the Hines Road bridge over Hammontree Creek and appropriating funds in the amount of \$50,750.00 from the FY 2004/2005 Budget for CIP Project Number 100111, Bridge Maintenance and Repair.

**LILLARD
ADOPTED**

12. Resolution authorizing the mayor to enter into a contract with Askew Hargraves Harcourt & Associates, Inc., for the design services for the repair/replacement of the Kerrville-Rosemark Road bridge over Big Creek and appropriating funds in the amount of \$77,250.00 from the FY 2004/2005 Budget for CIP Project Number 100111, Bridge Maintenance and Repair.

**LILLARD
ADOPTED**

13. Resolution to fund a Change Order and appropriate funds in the amount of \$13,064.40 payment to White Contracting, Inc., for additional work on the project: Holmes Road improvement from Getwell to Malone Road, Contract Number CA022113 from the FY 2003/2004 CIP Budget for Project No. 100142, Holmes Road, and to amend the FY 2003/2004 CIP Budget.

**LILLARD
ADOPTED**

14. Resolution approving expenditure of funds by Shelby County Government to Power Equipment Company for the purchase of a Rubber Tire Industrial Wheel Backhoe Loader in the amount of \$54,941.00.

**LILLARD
ADOPTED**

15. Resolution approving expenditure of funds by Shelby County Government to Power Equipment Company for the purchase of a Crawler Bulldozer in the amount of \$80,391.00.

**THOMPSON
ADOPTED**

16. Resolution receiving and filing the report of the Court Security Committee as required by Tennessee Code Annotated 16-2-505.

**THOMPSON
ADOPTED**

17. Resolution approving expenditure of funds from the Fire Department's FY 2004/2005 Operating Budget in the amount of \$68,424.80 to Shapiro Uniform, Inc., for the purchase of various items of clothing for the Shelby County Fire Department.

**MOSS
ADOPTED**

18. Resolution approving the forgiveness of the \$250,000.00 debt from Shelby County, Tennessee to the Agricenter Commission for Agricenter Commission's commitment to be responsible for all capital improvements for the leased property for fiscal year 2005 forward.

**MALONE
ADOPTED**

19. Resolution approving the transfer of title of one parcel of Homestead Program Property pursuant to Tennessee Code Annotated 7-66-101 to 7-66-111 and Resolution #24 adopted by the Shelby County Board of Commissioners October 7, 1985, authorizing the implementation of the Homestead Program.

**MALONE
ADOPTED**

20. Resolution approving agreements for Payments in Lieu of Taxes (PILOT Agreements) to be executed by the Health, Educational and Housing Facility Board of the County of Shelby, Tennessee (The "Board").

**FORD
ADOPTED**

CONSENT AGENDA

R E G U L A R A G E N D A

Elections, Appointments, and Confirmations

RENDTORFF
WITHDRAWN

21. Resolution approving the county mayor’s nomination of Eric Dupree for appointment as Executive Director for the Shelby County Head Start Program.

Ordinances

KIRK
APPROVED
AS AMENDED
(DEFERRED
TO 07/19/04)

22. ORDINANCE – THIRD READING – Ordinance fixing the tax rate for Shelby County for 2004.

AVERY
ADOPTED

23. ORDINANCE – THIRD READING – Ordinance by the Board of Commissioners for Shelby County, Tennessee, to amend Chapter 14.5 of the Code of Shelby County to retain the same annual emission fee amount for calendar year 2003 and to adjust scheduled fees for inflation.

Zoning and Subdivisions

HOOKS
FAILED

24. CASE NO. U.V. 04-02 CC
APPLICANT: Bruce Wring

LOCATION: East side of Riverdale Road; +34 feet south of Fernbank Lane

REQUEST: Office

Memphis and Shelby County Office of Planning and Development recommendation:
REJECTION

Memphis and Shelby County Land Use Control Board recommendation:
REJECTION

(Notice of public hearing published in the Daily News on Friday, May 7, 2004.)

HOOKS
ADOPTED

25. CASE NO. P.D. 04-322 CC
APPLICANT: Marvin Steele

LOCATION: West side of Hacks Cross Road; +/-117 feet north of Marsha Woods Drive

REQUEST: Tire dealer establishment with auto repair services

Memphis and Shelby County Office of Planning and Development recommendation:
APPROVAL WITH CONDITIONS

Memphis and Shelby County Land Use Control Board recommendation:
APPROVAL WITH CONDITIONS

(Notice of public hearing published in the Daily News on Friday, July 2, 2004.)

Reports and/or Resolutions for Standing Committees

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| KIRK
ADOPTED | 26. Resolution approving the Shelby County Operating Budget for Fiscal Year 2005. |
| KIRK
ADOPTED | 27. Resolution approving the Shelby County Debt Service Budget for Fiscal Year 2005. |
| KIRK
ADOPTED | 28. Resolution approving the Shelby County Capital Improvement Program for Fiscal Year 2005 and the corresponding Five Year Capital Improvement Program for Fiscal Years 2005-2009 and appropriating \$57,300,000.00 to the Memphis City Schools and \$20,000,000.00 to the Shelby County Schools. |
| KIRK
ADOPTED | 29. Resolution approving the Shelby County Salary Policy for Fiscal Year 2005. |
| KIRK
(DEFERRED
TO 07/26/04) | 30. Resolution requiring establishment of a Debt Reduction and Management Plan and establishment of spending targets for the fiscal year beginning July 1, 2005 Budget and providing for other measures. |
| KIRK
ADOPTED | 31. Resolution to approve the Guidelines for posting Classified Vacant positions for 2004/2005. |
| KIRK
ADOPTED | 32. An initial Resolution authorizing the issuance of General Obligation Bonds and General Obligation School Bonds of Shelby County, Tennessee, in the aggregate maximum principal amount of not to exceed Ninety Million Dollars (\$90,000,000.00) to be issued in one or more series, to finance or refinance Public Works projects in Shelby County pursuant to Section 9-21-101, et. seq., of the Tennessee Code Annotated and in the case of bonds issued for school purposes pursuant to Section 49-3-1001, et. seq., of the Tennessee Code Annotated; authorizing the issuance of Bond Anticipation Notes in anticipation of the issuance of such General Obligation Bonds and General Obligation School Bonds pursuant to the requirements of Part 5 of Chapter 21 of Title 9 of the Tennessee Code Annotated or Capital Outlay Notes pursuant to Part 6 of Chapter 21 of Title 9 of Tennessee Code Annotated; and to pay the costs of issuance and sale of such bonds and providing an effective date. |
| FORD
ADOPTED | 33. Resolution amending the Permanent Rules of Order of the Shelby County Board of Commissioners by adding a new clause to Rule 6 in order to incorporate the structure of County Commission Committees and amend Standing Committee responsibilities for the Shelby County Board of Commissioners. |

Announcements/Statements

Adjournment

**FORD
ADOPTED**

- 34. Resolution of Adjournment to July 19, 2004, at 1:30 p.m.**

AGENDA # 4
JULY 12, 2004

4A

SUBDIVISION: REBEL ROAD STREET DEDICATION, SEGMENT B (SD 98-011 CC)

DEVELOPER: C.I.P., LTD.

ACTION: RESOLUTION TO RELEASE THE BOND THAT SECURED THE IMPROVEMENTS TO REBEL ROAD STREET DEDICATION, SEGMENT B (SD 98-011 CC)

LOCATION: SOUTH SIDE OF MACON ROAD; IMMEDIATELY EAST OF THE CSX RAILROAD RIGHT-OF-WAY, EXTENDING SOUTH TO CORDOVA PARK ROAD

4B

SUBDIVISION: RIVERWOOD FARMS P.D., PHASE 3, PART OF B (P.D. 91-313 CC)

DEVELOPER: CORDOVA ASSOCIATES

ACTION: RESOLUTION TO APPROVE THE AGREEMENT TO SECURE THE IMPROVEMENTS TO RIVERWOOD FARMS P.D., PHASE 3, PART OF B (P.D. 91-313 CC) AND AUTHORIZE THE RECORDING OF THE PLAT WHEN BONDING PROCEDURES HAVE BEEN FULFILLED

LOCATION: NORTHEAST CORNER OF RIVERWOOD FARMS DRIVE AND FUTURE CORDOVA ROAD

[For questions regarding the Agenda,
please call Grace Hutchinson, Chief Administrator, at 545-4301.]